

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



APPLICANT: Earl McCune, et al.

SERIAL NO.: 09/247,097

FILING DATE: February 9, 1999

TITLE: HIGH-EFFICIENCY OUTPUT LEVEL AND BURST CONTROL <sup>AMPLIFIER</sup>

EXAMINER: Patel, Rajnikant B.

ART UNIT: 2838

COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

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DECLARATION AND CONSENT OF ASSIGNEE

I hereby declare that:

I am authorized to act on behalf of the Assignee, Tropian, Inc.

The entire title to the patent application identified above is vested in the Assignee as evidenced by the attached Assignment, which was recorded at Reel 9840, Frame 0788.

I hereby revoke any Powers of Attorney previously given in this matter and appoint the following attorneys to prosecute the above-identified patent application and to transact all business in the Patent and Trademark Office connected therewith:

Robert E. Krebs, Registration No. 25,885; David B. Ritchie, Registration No. 31,562; Marc S. Hanish, Registration No. 42,626; John P. Schaub, Registration No. 42,125; Adrienne Yeung, Registration No. 44,000; Steven J. Robbins, Registration No. 40,299; Thierry K. Lo, Registration No. 49,097; William Samuel Niece, Registration No.: 47,824; J. Davis Gilmer, Registration No. 44,711; William E. Winters, Registration No. 42,232, Masako Ando, (37 C.F.R. §10.9 (b)); and John Klaas Uilkema, Registration No. 20,282; Becky L. Troutman, Registration No. 36,703; and Hal J. Bohner, Registration No. 27,856.

Dated: 4 Feb 2003

Name: Earl W. McCune, Jr.

Title: Chief Technical Officer  
Tropian, Inc.



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
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JUNE 09, 1999

PTAS

BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
MICHAEL J. URE  
P.O. BOX 1404  
ALEXANDRIA, VIRGINIA 22313-1404



UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/25/1999

REEL/FRAME: 9840/0788  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
MCCUNE, EARL

DOC DATE: 03/10/1999

ASSIGNOR:  
SANDER, WENDELL

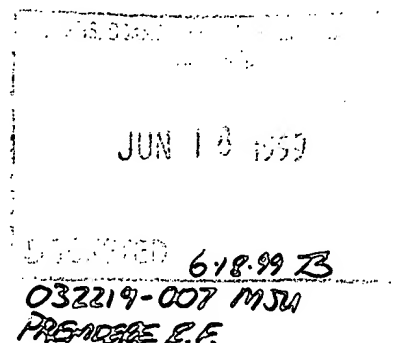
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ASSIGNEE:  
TROPICAN, INC.  
20813 STEVENS CREEK BLVD., SUITE  
150  
CUPERTINO, CALIFORNIA 95014

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SERIAL NUMBER: 09247097  
PATENT NUMBER:

FILING DATE: 02/09/1999  
ISSUE DATE:



9840/0788-PAGE 2

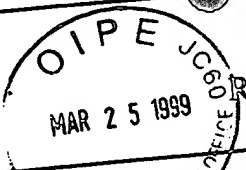
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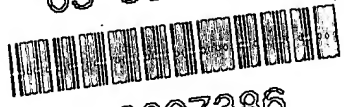
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To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Earl McCune and Wendell Sander

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment  
☐ Security Agreement

☐ Merger  
☐ Change of Name

Other: \_\_\_\_\_

Execution Date: March 10, 1999

2. Name and address of receiving party(ies):

Name: TROPIAN, INC.

Address: 20813 Stevens Creek Blvd., Suite 150  
Cupertino, California 95014

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

09/247,097

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Michael J. Ure

Address: BURNS, DOANE, SWÉCKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$ 40.00

☒ Enclosed

☒ Authorized to be charged to deposit account, if necessary

8. Deposit account number:

02-4800

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Michael J. Ure, Reg. No. 33,089  
Name of Person Signing

Michael J. Ure  
Signature

3/24/99  
Date

Total number of pages including cover sheet, attachments, and document: 3

Mail documents to be recorded with required cover sheet information to:

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## ASSIGNMENT (JOINT)

THIS ASSIGNMENT, by EARL McCUNE, and WENDELL SANDER, residing at 2252 SUTTER AVENUE, SANTA CLARA, CALIFORNIA 95050 and 112 HARWOOD COURT, LOS GATOS, CALIFORNIA 95032 (hereinafter referred to as "the Assignors"), respectively, witnesseth:

WHEREAS, the Assignors have invented certain new and useful improvements in HIGH-EFFICIENCY AMPLIFIER OUTPUT LEVEL CONTROL AND BURST CONTROL, ☐ which is a provisional application to be filed herewith; ☐ which is a non-provisional application having an oath or declaration executed on even date herewith prior to filing of application; ☒ bearing Application No. 09/247,097, and filed on FEBRUARY 9, 1999; and

WHEREAS, TROPIAN, INC., a corporation duly organized under and pursuant to the laws of THE STATE OF CALIFORNIA and having its principal place of business at 20813 STEVENS CREEK BLVD., SUITE 150, CUPERTINO, CALIFORNIA 95014 (hereinafter referred to as "the Assignee"), is desirous of acquiring the entire right, title, and interest in and to said inventions, the right to file applications on said inventions and the entire right, title and interest in and to any applications, including provisional applications for Letters Patent of the United States or other countries claiming priority to said application, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon.

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, the Assignors have sold, assigned, transferred, and set over, and by these presents do sell, assign, transfer, and set over, unto the Assignee, its successors, legal representatives, and assigns the entire right, title, and interest in and to the above-mentioned inventions, the right to file applications on said inventions and the entire right, title and interest in and to any applications for Letters Patent of the United States or other countries claiming priority to said application, and any and all Letters Patent or Patents of the United States of America and all foreign countries that may be granted therefor and thereon, and in and to any and all applications claiming priority to said applications, divisions, continuations, and continuations-in-part of said applications, and reissues and extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by the Assignee, for its own use and behalf and the use and behalf of its successors, legal representatives, and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted as fully and entirely as the same would have been held and enjoyed by the Assignors had this sale and assignment not been made;

AND for the same consideration, the Assignors hereby covenant and agree to and with the Assignee, its successors, legal representatives, and assigns, that, at the time of execution and delivery of these presents, the Assignors are the sole and lawful owners of the entire right, title, and interest in and to the inventions set forth in said applications and said applications, including provisional applications, above-mentioned, and that the same are unencumbered, and that the Assignors have good and full right and lawful authority to sell and convey the same in the manner herein set forth;

AND for the same consideration, the Assignors hereby covenant and agree to and with the Assignee, its successors, legal representatives, and assigns that the Assignors will, whenever counsel of the Assignee, or the counsel of its successors, legal representatives, and assigns, shall advise that any proceeding in connection with said inventions or said applications for Letters Patent or Patents, or any proceeding in connection with Letters Patent or Patents for said inventions in any country, including interference proceedings, is lawful and desirable, or that any application claiming priority to said application, division, continuation, or continuation-in-part of any applications for Letters Patent or Patents, or any reissue or extension of any Letters Patent or Patents to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement, and defense of Letters Patent or Patents for said inventions, without charge to the Assignee, its successors, legal representatives, and assigns, but at the cost and expense of the Assignee, its successors, legal representatives, and assigns;

AND the Assignors hereby request the Commissioner of Patents to issue any and all said Letters Patent of the United States to the Assignee as the Assignee of said inventions, the Letters Patent to be issued for the sole use and behalf of the Assignee, its successors, legal representatives, and assigns.

Date 10 March 1999 Signature of Assignor Earl McCune  
Earl McCune

Date 10 March 1977 Signature of Assignor Wendell B. Sander  
Wendell Sander

Date \_\_\_\_\_ Signature of Assignor \_\_\_\_\_

Date \_\_\_\_\_ Signature of Assignor \_\_\_\_\_

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Date \_\_\_\_\_ Signature of Assignor \_\_\_\_\_

Date \_\_\_\_\_ Signature of Assignor \_\_\_\_\_